IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FIRST DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 3752 of 2005

Between:

Sadupati Nageswara Rao S/o.Yesupadam,
r/o.Stuartpuram, Bapatla Mandal, Guntur District.

..... PETITIONER

AND

1 The Joint Collector, Guntur District, Guntur.
2 The Revenue Divisioanl Officer, Tenali Guntur District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate, writ, order or direction, more particulalry one in the nature of writ of Mandamus, declaring the action of the respondents in issuing the impugned Proceedings of the 2nd respondents dt.14.5.2004 in Rc.No.1970/02/K suspending authorization of the petitioners F.P.Shop of Stuartpuram and order of the 1st respondent dt.24.1.2005 dismissing appeal No. A.C.D.Dis No.11/2004-S7 filed against the proceedings of the 1st respondent suspending petitioners authorization as illegal, arbitrary, unconstitutional and consequently set aside the same and to grant such other relief or reliefs as this Hon'ble Court deem fit and proper in the circumstance of the case.

Counsel for the Petitioner: MR.V.R.MACHAVARAM

Counsel for the Respondents: GP FOR CIVIL SUPPLIES

The Court made the following :

ORDER:

Heard the learned counsel for the petitioner and the learned Government Pleader for Revenue appearing on behalf of the respondents and with their consent the writ petition is taken up for disposal at the stage of admission.

Questioning the impugned order passed by the first respondent-Joint Collector, Guntur District, dated 24-1-2005 dismissing the appeal in A.C.D.Dis.No.11/2004-S7 filed by the petitioner against the proceedings of the second respondent-Revenue Divisional Officer, Tenali in Rc.No.1970/02/K, dated 14-5-2004 suspending the authorization of the petitioner as Fair Price Shop dealer of Stuartpuram village, Bapatla Mandalam, pending further enquiry and till finalisation of the disciplinary case against him, the present writ petition is filed.

The main grievance of the petitioner is that though the order suspending his authorization was passed on 14-5-2004, till date the respondents have not initiated any consequential proceedings in finalizing the disciplinary proceedings pending against him.

The learned Government Pleader for Revenue submitted that in view of pendency of the appeal filed by the petitioner before the Joint Collector, Guntur and thereafter the present writ petition, the respondents could not finalize the disciplinary proceedings initiated against the petitioner.

Under the circumstances, instead of keeping the writ petition pending, it is appropriate to direct the second respondent-Revenue Divisional Officer, Tenali, Guntur District to complete the proceedings, if any, pending against the petitioner, as expeditiously as possible preferably within a period of six weeks from today.

With the above direction, the writ petition is disposed of at the stage of admission. No costs.

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N.V. RAMANA, J

Date: 21-4-2005

Svv

..... REGISTRAR

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SECTION OFFICER

To

1 The Joint Collector, Guntur District, Guntur.
2 The Revenue Divisional Officer, Tenali Guntur District.

3 Two Ccs. to the Government Pleader for Revenue, High Court Buildings, A.P., Hyderabad (OUT).

4 Two CD copies

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